

DEVELOPMENT OF JUDICIAL COUNCIL- SPONSORED LEGISLATION

Ideas for Judicial Council-Sponsored Legislation are generated by:

Members of the public,
individuals and organizations

Advisory Committee Members,
Working Groups or Task Forces

Other: individual courts, PCLC,
AOC Staff, etc.

Advisory Committees

- Proposals for Judicial Council-sponsored legislation are submitted to the appropriate Judicial Council advisory committee. Advisory committee staff notifies Office of Governmental Affairs staff of the proposal.
- In developing a proposal, the advisory committee may choose to send it to a working group comprised of committee members and/or circulate the proposal for public comment. The comment deadline is August 15.
- The advisory committee reviews and finalizes the proposal, considering the substantive merit and the criteria for sponsorship detailed in *Development of Judicial Council-Sponsored Legislation*. If the advisory committee approves the finalized proposal for Judicial Council sponsorship, the committee forwards it to the Policy Coordination and Liaison Committee for review and recommendation. Draft proposals must be submitted to the PCLC by September.

Policy Coordination and Liaison Committee

The PCLC reviews the proposal, the advisory committee recommendation, and an analysis and recommendation prepared by staff from the Office of Governmental Affairs. After considering the proposal, the PCLC may forward it to the Judicial Council for recommended inclusion as Judicial Council-sponsored legislation, recommend that it be circulated for public comment, send it back to the advisory committee for further consideration, or take other action as necessary. The PCLC must act on all proposals in October.

Judicial Council

The Judicial Council reviews the proposal, along with the PCLC recommendation and an analysis prepared by OGA staff. If the council approves a proposal, it becomes "sponsored" legislation. The Judicial Council acts on proposed sponsored legislation during its November or December meeting.

THE JUDICIAL COUNCIL- SPONSORED LEGISLATION CALENDAR

| MONTH | JUDICIAL COUNCIL |
|----------------------|--|
| JAN- MARCH | <ul style="list-style-type: none"> Advisory Committees, in consultation with Office of Governmental Affairs (OGA) staff, develop proposals for council-sponsored legislation. |
| APRIL - MAY | <ul style="list-style-type: none"> In consultation with OGA staff, Advisory Committee staff circulates draft proposals of council-sponsored legislation to interested and affected parties. |
| JUNE 1 | <ul style="list-style-type: none"> Deadline to submit comments on proposed council-sponsored legislation, on the form entitled "Proposal for Judicial Council-Sponsored Legislation." |
| JUNE – AUGUST | <ul style="list-style-type: none"> Advisory committee staff consult with OGA staff regarding responses to comments and further development of proposals for council-sponsored legislation. |
| SEPTEMBER 15 | <ul style="list-style-type: none"> Deadline for OGA staff and Advisory Committee staff to jointly submit finalized draft proposals for council-sponsored legislation to the Policy Coordination and Liaison Committee (PCLC). |
| OCTOBER | <ul style="list-style-type: none"> Deadline for the PCLC to act on council-sponsored legislative proposals for the following legislative year. |
| NOVEMBER | <ul style="list-style-type: none"> Deadline for Judicial Council to approve proposals for council-sponsored legislation for upcoming legislative session. |
| DECEMBER | <ul style="list-style-type: none"> OGA staff submits draft legislation to Legislative Counsel and contact possible authors. |

PROPOSAL FOR JUDICIAL COUNCIL-SPONSORED LEGISLATION

ADVISORY COMMITTEE: _____ **DATE:** _____

CONTACT PERSON: _____ **OGA LIAISON:** _____

1. Problem to be addressed.
2. How does this problem affect the courts and/or judiciary?
3. Proposed solution.
4. Alternative solutions. Why is recommended solution preferable?
5. Minority viewpoints.
6. Any foreseeable problems with the proposed solution?
7. Should the Judicial Council give this proposal urgent consideration?
If so, why?
8. Is the proposal within the Judicial Council's jurisdiction?
9. Should the proposal be carried out by amending the California Rules of Court instead of statute?
10. Why is the Judicial Council the best possible sponsor?
11. What political factors are associated with the proposal?

Please attach draft language.